



COUNCIL MINUTES

April 6, 2009

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on April 6, 2009 at 5:50 p.m.

COUNCIL PRESENT

Mayor Scott Smith
Alex Finter
Dina Higgins
Kyle Jones
Dennis Kavanaugh
Dave Richins
Scott Somers

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

Invocation by Prayer Pastor Paul Covert, Central Christian Church of the East Valley.

Pledge of Allegiance was led by Councilmember Somers.

Mayor's Welcome.

Mayor Smith welcomed everyone to the meeting. A videotaped presentation was aired that outlined meeting procedures and provided attendees with instructions relative to addressing the Council.

1. Take action on all consent agenda items.

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

City Attorney Debbie Spinner clarified that with regard to 5b, an error was made during the reading of the consent agenda. She stated that the item, as listed on the posted agenda, reads as follows: "Ordering the sale of **\$59,900,000** principal amount of City of Mesa Utility Systems Revenue Bonds, Series 2009; and authorizing the reimbursement from bond proceeds of certain advances on utility construction projects."

It was moved by Councilmember Kavanaugh, seconded by Councilmember Somers, that the consent agenda items, as amended, be approved.

Carried unanimously.

*2. Approval of minutes of previous meetings as written.

Minutes of the February 11 and March 23, 2009 Council meetings.

3. Take action on the following liquor license applications:

*3a. Las Sendas Elementary PTO

This is a one-day charitable fundraiser event to be held on April 24, 2009 from 6:00 p.m. to 10:00 p.m. at 7900 East Eagle Crest Drive. **(District 5)**

*3b. Famous Sam's

New Restaurant License for Famous Sam's, 2730 East Baseline Road, Famous Sam's Baseline LLC – Applicant, Steven Ray Bailey – Agent. The previous Restaurant License held at this location by BC Jacobs Inc., issued November 28, 1997, will revert back to the State. **(District 2)**

4. Take action on the following contracts:

*4a. Purchase of a Color Photocopier/Network Printer (Replacement) for the Business Services Department, Mail & Print Services Division (Tax-Exempt Lease).

The Business Services Department recommends authorizing purchase from the State of Arizona contract with Hughes-Calihan Konica Minolta Corporation at \$49,795.35, including applicable sales tax.

*4b Purchase of Twenty-two (22) Vehicles for Various City Departments (3 Additions to the Fleet and 19 Replacements).

The Business Services Department recommends authorizing purchase from the State of Arizona contracts with Midway Chevrolet at \$544,324.40, and Sanderson Ford at \$159,618.09, for a total award of \$703,942.49, including applicable sales tax.

*4c. Purchase of an Automated DNA Extraction System (Replacement) for the Police Department (Fully Funded National Institute for Justice DNA Backlog IV Grant). **(Sole Source)**

The Business Services Department recommends accepting the sole source bid from Qiagen, Inc. at \$65,340.00, including applicable use tax.

*4d. Purchase of Six (6) 764/800 MHz Portable Radios (Additions) and One Radio Deck for the Police Department's Fusion Center (Fully Funded Arizona Department of Homeland Security Grant).

The Business Services Department recommends authorizing purchase from the City of Phoenix contract with Motorola at \$32,332.75, including applicable sales tax.

- *4e. Falcon Field Airport Runway 4R Run-Up Area, City of Mesa Project No. 04-076-001.

This project will improve airport operations and safety at Falcon Field Airport by relieving congestion at Runway 4R. Improvements include extending three existing airport storm drains and constructing new asphalt pavement, new drainage headwall structures, grouted riprap erosion protection, new taxiway edge lights, new illuminated airport guidance signs, and new pavement markings, including enhanced taxiway centerline and runway holding position markings in accordance with current Federal Aviation Administration (FAA) guidelines and standards.

Recommend award to the low bidder, Visus Engineering Construction, Inc., in the amount of \$654,470.00 plus an additional \$65,447.00 (10% allowance for change orders) for a total award of \$719,917.00. Funding for this project is available from the FAA Construction Grant No. AIP-18. This Grant will cover 95% of the construction costs, with the City of Mesa responsible for the remaining 5%. Funding for the City's local share of the cost is available from the adopted FY 2008/09 Falcon Field Airport Capital Program.

5. Take action on the following resolutions:

- *5a. Ordering the sale of \$61,830,000 principal amount of City of Mesa General Obligation Bonds, Series 2009; and authorizing the reimbursement from bond proceeds of certain advances on construction projects – Resolution No. 9471.
- *5b. Ordering the sale of \$59,900,000 principal amount of City of Mesa Utility Systems Revenue Bonds, Series 2009; and authorizing the reimbursement from bond proceeds of certain advances on utility construction projects – Resolution No. 9472.
- *5c. Approving and authorizing the City Manager to execute a third amendment to the Riverview at Dobson Phase Two Development Agreement between the City of Mesa and DeRito/Kimco Riverview, LLC, and DeRito/Kimco Mesa, LLC, to amend the required (but no longer warranted) City Improvements and reduce the City's reimbursement amount – Resolution No. 9473.

6. Introduction of the following ordinances and setting April 20, 2009, as the date of the public hearing on these ordinances:

- *6a. Amending various sections of the Mesa City Code regarding the following traffic modifications:

Speed Limits (35 mph): 10-4-5

Establishing a speed limit of 35 mph on Mesquite Street from Mountain Road to Meridian Road. (South of Elliot Road and west of Meridian Road) **(Council District 6)**

Establishing a speed limit of 35 mph on Thomas Road from Val Vista Drive to a point approximately 3,700 feet west of Val Vista Drive. (Thomas Road west of Val Vista Drive) **(Council District 5)**

7. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen who wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (*), a blue card must be given to the Clerk before Council votes on the consent agenda:

- *7a. Delaying implementation of adopting the most recent International Code Council (ICC) Construction Valuation Table (5 to 6 percent increase) for calculating building permit fees – Ordinance No. 4921.

8. Take action on the following subdivision plat(s):

- *8a. “NWC MCKELLIPS ROAD & DORAN” – 1310, 1316 and 1322 East McKellips Road (north side) located north and east of McKellips Road and Stapley Drive. (2.09 ac) Glenwood Development Company, owner; Allan R. Marschick, R.B. Williams & Associates, Inc., Engineer.

9. Items from citizens present.

There were no items from citizens present.

10. Adjournment.

Without objection, the meeting adjourned at 6:00 p.m.

SCOTT SMITH, MAYOR

ATTEST:

LINDA CROCKER, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 6th day of April 2009. I further certify that the meeting was duly called and held and that a quorum was present.

LINDA CROCKER, CITY CLERK